

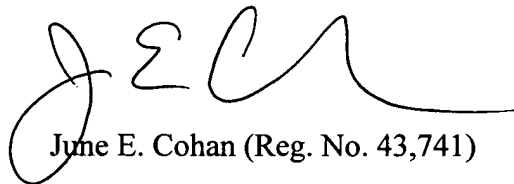
REMARKS

In response to the Decision to the Petition Under 37 C.F.R. 1.183 Dated December 12, 2000, Applicants have provided a Computer Readable Form (CRF) of a the sequence listing and a copy of the compact disc submitted October 10, 200 labeled "Seq. Listing Copy 2" on CD-Rs. A Statement Regarding the Sequence Listing pursuant to 37 C.F.R. 1.821(f), 1.821(g) and 1.825(g), and a Compact Disc Transmittal Letter pursuant to § 1.52(e)(3)(ii) as required in the decision letter of December 12, 2000 accompany this amendment.

Should the Examiner have any questions regarding this application, the Examiner is encouraged to contact Applicants' undersigned representative at (202) 383-7093.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038.

Respectfully submitted,



June E. Cohan (Reg. No. 43,741)

Date: February 12, 2001

HOWREY SIMON ARNOLD & WHITE, LLP

Box No. 34

1299 Pennsylvania Avenue, N.W.

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(202) 383-6610 facsimile

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kovalic *et al.*

Appln. No.: 09/684,016

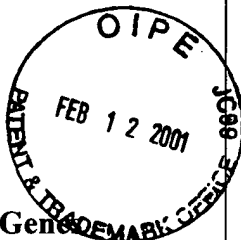
Filed: October 10, 2000

For: Annotated Plant Genes

Art Unit: To be assigned.

Examiner: To be assigned.

Atty. Docket: 04983.0204.CPUS01/
38-21(15097)D



Compact Disc Sequence Transmittal Letter

Commissioner for Patents

Washington, D.C. 20231

Sir:

As required under 37 C.F.R. 1.52(e)(3)(ii) this letter is being sent as an accompaniment to the compact discs titled: "Seq. Listing: Copy 2" and "Computer Readable Form (CRF)" for U.S. application 09/684,016, our reference number 04983.0204.CPUS01/38 21(15097)D.

The operating system compatibility of the compact discs is MS-DOS and MS-Windows and the machine format is IBM-PC. The name of the file present on each disc appears as "Unigene20000612.txt" when viewed under MS-Windows and "UNIGEN6.TXT" when viewed in the MS-DOS directory. The files on the "CFR" and "Seq. Listing Copy 2" disc were created February 2, 2001; their size being 301,765,196 bytes.

In accordance with 37 C.F.R. 1.52(e)(4) the written compact disc sequence listing information on the disc labeled "Seq. Listing Copy 2" is the same as the written sequence listing information on the compact disc originally filed on October 10, 2000.

Respectfully submitted,

June E. Cohan (Reg. No. 43,741)

Date: February 12, 2001

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OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

D. K. KOVALIC *et al.*

Appln. No.: 09/684,016

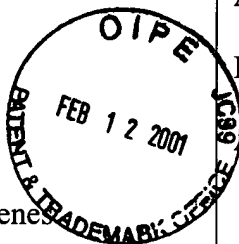
Filed: October 10, 2000

For: Annotated Plant Genes

Art Unit: To be assigned.

Examiner: To be assigned.

Atty. Docket: 04983.0204.CPUS01/
38-21(15097)D



Statement Regarding Sequence Submission

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

In accordance with 37 C.F.R. § 1.821(f), 1.821(g) and 1.825(b) the sequence listing information recorded in computer readable form (CRF) and the sequence listing information written on the compact disc labeled "Seq. Listing Copy 2" are the same as the sequence listing information on the written compact disc (CD-R) filed October 10, 2000 and contain no new matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J E Cohan".

June E. Cohan (Reg. No. 43,741)

Date: February 12, 2001

HOWREY & SIMON
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